

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Whitley, et al.

Application Serial No.: 09/647,028

Filed: May 29, 2002

For: Wireless Telemetry and Systems for Communicating with or Controlling Intelligent Devices

Patent No.: N/A

Issue Date: N/A

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Commissioner for patents  
Washington, D.C. 20231**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST  
(REVOCATION OF PRIOR POWERS)**

As assignee of record of the entire interest of the above-identified:

☒  
☐application,  
patent**REVOCATION OF PRIOR POWERS OF ATTORNEY**

all powers of attorney previously given are hereby revoked and

**NEW POWER OF ATTORNEY**

I/we hereby appoint all of the following attorneys and agents of Thomas, Kayden, Horstemeyer & Risley, LLP, who are listed under the USPTO Customer Number shown below as my/our attorneys and agents to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys and agents listed under that Customer Number may be changed from time to time at the sole discretion of Thomas, Kayden, Horstemeyer & Risley, LLP, and request that all correspondence be addressed to the address filed under the same USPTO Customer Number.

**24504**

I hereby certify that this correspondence is being deposited with the United States Postal Service, as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on \_\_\_\_\_.

JUN 30 2003

Direct correspondence and telephone calls to:

Jeffrey R. Kuester, Esq.  
THOMAS, KAYDEN, HORSTEMEYER & RISLEY, L.L.P.  
100 Galleria Parkway, Suite 1750  
Atlanta, Georgia 30339  
770-933-9500

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**ASSIGNEE OF ENTIRE INTEREST****BELLSOUTH INTELLECTUAL PROPERTY CORPORATION**

824 Market Street, Suite 901  
Wilmington, DE 19801

**ASSIGNEE CERTIFICATION**

The certification under 37 C.F.R. §3.73(b) establishing the right of assignee to take action is attached hereto along with documentation evidencing same.

  
Jacqueline Gregorski

Vice President,

Patent and Trademark Procurement

Date:

6-26-03

Docket No.: 190251-1880 (BS-98018CIP)



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Whitley, et al.

Application Serial No.: 09/647,028

Filed: May 20, 2002

For: Wireless Telemetry and Systems for Communicating with or Controlling Intelligent Devices

Mail Stop

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

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**CERTIFICATE UNDER 37 C.F.R. §3.73(b)  
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION**

1. The assignee of the entire right, title and interest hereby seeks to take action in the PTO in this matter.

**IDENTIFICATION OF ASSIGNEE**

2. The assignee of this matter is a corporation known as:

***BELLSOUTH INTELLECTUAL PROPERTY CORPORATION*****PERSON AUTHORIZED TO SIGN**

3. Jacqueline Gregorski  
Vice President, Patent and Trademark Procurement

4. A chain of title from the inventor(s) to the current assignee is shown below:

- a. A photocopy of executed and notarized Assignment  
From: **Kevin Thomas Whitley and Karl Bernard**  
To: **BellSouth Corporation**
- b. A photocopy of executed and notarized Assignment  
From: **Arthur M. Shand**  
To: **BellSouth Intellectual Property Corporation**
- c. From: **BellSouth Corporation**  
To: **BellSouth Intellectual Property Group, Inc.**  
Recorded in PTO: **December 22, 1998** Reel: **9670**

Frame: 0482

d. From: **BellSouth Intellectual Property Group, Inc.**  
To: **BellSouth Intellectual Property Corporation**  
Recorded in PTO: **December 22, 1998** Reel: **9678**

Frame: 0367

**DECLARATIONS**

5. I, the undersigned, have reviewed all the documents in the chain of title of the

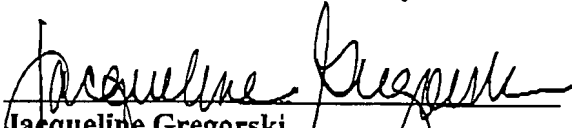
☒  
☐

application  
patent

matter identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

6. I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

7. I, the person signing below, aver that I am empowered to sign this statement on behalf of the assignee.

  
**Jacqueline Gregorski**  
Vice President, Patent and Trademark Procurement

BellSouth Intellectual Property Corporation  
824 Market Street, Suite 901  
Wilmington, DE 19801

Docket No. 190251-1880 (BS-98018CIP)

ASSIGNMENT

WHEREAS, I, **Arthur M. Shand**, have invented certain improvements in **Wireless Telemetry Methods and Systems for Communicating with or Controlling Intelligent Devices**, for which I have executed an application for United States Patent on March 24, 1999, as part of an International Application filed with the U.S. Receiving Office of the PCT on March 24, 1999 claiming priority to U.S. Provisional Patent Application No. 60/079,215 which was filed with the U.S. Patent and Trademark Office on March 24, 1998 by Kevin T. Whitley and Karl B. Warfel; and

WHEREAS, **BellSouth Intellectual Property Corporation**, a corporation of the State of Delaware, U.S.A., having its principal place of business at 824 Market Street, Suite 510, Wilmington, Delaware 19801, United States of America, desires to purchase same;

NOW, THEREFORE, in consideration of the sum of Five Dollars (\$5.00) and other good and valuable consideration paid by BellSouth Intellectual Property Corporation, the receipt and sufficiency of which are hereby acknowledged, I have sold, assigned, transferred and conveyed and by these presents do hereby sell, assign, transfer and convey unto BellSouth Intellectual Property Corporation, in and for the United States and its territories and for foreign countries, the entire right, title and interest in and to said International Application (including the U.S. part thereof), in and to the invention therein set forth and in and to any patent which may issue on said application or any reissue, renewal, division, or continuation, in whole, or in part thereof, and to said U.S. Provisional Patent Application; and I hereby bind myself, my heirs, legal representatives, administrators and assigns properly to execute without further consideration, any and all applications, petitions, oaths and assignments or other papers and instruments which may be necessary in order to carry into full force and effect the sale, assignment, transfer and conveyance hereby made or intended to be made.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 24<sup>th</sup> day of March, 1999.

  
\_\_\_\_\_  
Arthur M. Shand

State of Georgia )  
County of Fulton ) ss.

Then personally appeared the above named **Arthur M. Shand** who acknowledged the foregoing instrument to be his free act and deed, before me, this 24<sup>th</sup> day of March, 1999.

  
\_\_\_\_\_  
Notary Public

Notary Public, Fulton County, Georgia  
My Commission Expires July 23, 2001

ASSIGNMENT

WHEREAS, we, Kevin Thomas Whitley and Karl Bernard Warfel have invented certain improvements in a "WIRELESS TELEMETRY METHODS AND SYSTEMS" for which we have executed an application for United States Letters Patent and

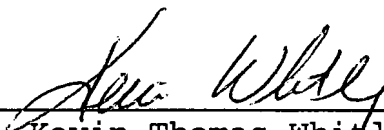
WHEREAS, BellSouth Corporation, a Georgia corporation having an office at 1155 Peachtree Street, N.E., Atlanta, Georgia, 30367-6000, desires to purchase same;

NOW, THEREFORE, in consideration of the sum of Five Dollars (\$5.00) and other good and valuable consideration paid by BellSouth Corporation, the receipt and sufficiency of which are hereby acknowledged, we have sold, assigned, transferred and conveyed and by these presents do hereby sell, assign, transfer and convey unto BellSouth Corporation, in and for the United States and its territories and for foreign countries, the entire right, title and interest in and to said application, in and to the invention therein set forth and in and to any patent which may issue on said application or any reissue, renewal, division, or continuation thereof; and we hereby bind ourselves, our heirs, legal representatives, administrators and assigns properly to execute without further

consideration, any and all applications, petitions, oaths and assignments or other papers and instruments which may be necessary in order to carry into full force and effect the

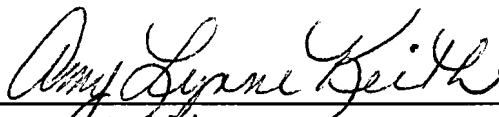
sale, assignment, transfer and conveyance hereby made or intended to be made.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 16 day of APRIL, 1998.

  
\_\_\_\_\_  
Kevin Thomas Whitley

STATE OF GEORGIA     )  
                              )     ss.  
COUNTY OF Fulton    )

On this 16<sup>th</sup> day of April, 1998, before me, a notary public, came Kevin Thomas Whitley, to me known and known to be the individual described in and who executed the foregoing assignment, and he duly acknowledged the same to be his free act and deed.

  
\_\_\_\_\_  
Notary Public

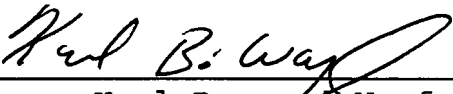
(SEAL)

My Commission expires:

NOTARY PUBLIC, DEKALB COUNTY, GEORGIA  
MY COMMISSION EXPIRES FEB. 1, 1999



IN WITNESS WHEREOF, I have hereunto set my hand and  
seal this 14 day of MAY, 1998.

  
Karl Bernard Warfel

STATE OF GEORGIA     )  
                              )     ss.  
COUNTY OF             )

On this 14 day of MAY, 1998, before  
me, a notary public, came Karl Bernard Warfel, to me known and  
known to be the individual described in and who executed the  
foregoing assignment, and he duly acknowledged the same to be  
his free act and deed.

  
Notary Public

(SEAL)

My Commission expires:

Notary Public, DeKalb County, Georgia  
My Commission Expires January 17, 1999